

**MEMO ENDORSED**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 6/4/2021

GREGORY MACHKOVSKY,

Plaintiff,

v.

OBALON THERAPEUTICS, INC.,  
ANDREW RASDAL, KIM KAMDAR,  
RAYMOND DITTAMORE, DOUGLAS  
FISHER, LES HOWE, SHARON  
STEVENSON, and WILLIAM PLOVANIC,

Defendants.

Case No.: 1:21-cv-03160-VEC

**NOTICE OF VOLUNTARY DISMISSAL**

Notice is hereby given that pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff voluntarily dismisses his claims in the above-captioned action against Defendants as moot. This notice of dismissal is being filed with the Court before service by Defendants of either an answer or a motion for summary judgment.

Dated: June 3, 2021

Respectfully submitted,

**MONTEVERDE & ASSOCIATES PC**

*/s/ Juan E. Monteverde*

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*Attorneys for Plaintiff*

The Clerk of Court is respectfully  
directed to terminate all open motions  
and to close this case.

SO ORDERED.



6/4/2021

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE